



NOV 14 2016

RE: MURs 7005 and 7056  
Adam H. Victor  
TransGas Development Systems, LLC  
Transnational Management Systems II, LLC

Dear Mr. Willard:

On February 12, 2016, the Federal Election Commission notified your clients, Adam H. Victor and TransGas Development Systems, LLC ("TGDS"), of the complaint in MUR 7005 alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint was forwarded to your clients at that time. On May 5, 2016, the Commission notified your clients, Adam H. Victor and Transnational Management Systems II, LLC (TNMS II"), of the complaint in MUR 7056 alleging violations of the Act and forwarded a copy of that complaint to those clients at that time.

Upon further review of the allegations contained in the complaints, and information provided by your clients, the Commission, on October 25, 2016, found that there is reason to believe Adam H. Victor and TGDS each violated 52 U.S.C. §§ 30116(a) or 30118(a), and 30122, provisions of the Act, in connection with alleged contributions in the name of another. Also on that date, the Commission found that there is no reason to believe that Adam H. Victor or TNMS II violated 52 U.S.C. §§ 30116(a) or 30118(a) in connection with the leasing of an airplane to Friends of Herman Cain. The Commission also closed the file as to TNMS II. The Factual and Legal Analysis, which formed the basis for the Commission's findings, is attached for your information.

Your clients may submit any factual or legal materials that they believe are relevant to the Commission's consideration of these matters. Statements should be submitted under oath. All responses to the enclosed Order to Answer Questions and Subpoena to Produce Documents must be submitted to the General Counsel's Office within 30 days of your receipt of this letter. Any additional materials or statements you wish to submit should accompany the response to the

order and subpoena. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

Please note that your clients have a legal obligation to preserve all documents, records and materials relating to these matters until such time as you are notified that the Commission has closed its files in these matters. *See* 18 U.S.C. § 1519.

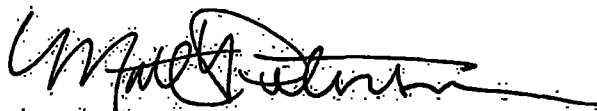
If your clients are interested in pursuing pre-probable cause conciliation, you should so request in writing. *See* 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of these matters or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of these matters. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondents.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

These matters will remain confidential in accordance with 52 U.S.C. §§ 30109(a)(4)(B) and 30109(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public. Please be advised that, although the Commission cannot disclose information regarding an investigation to the public, it may share information on a confidential basis with other law enforcement agencies.<sup>1</sup>

If you have any questions, please contact Roy Q. Lockett, the attorney assigned to this matter, at (202) 694-1650.

On behalf of the Commission,



Matthew S. Petersen  
Chairman

Enclosures

Factual and Legal Analysis

<sup>1</sup> The Commission has the statutory authority to refer knowing and willful violations of the Act to the Department of Justice for potential criminal prosecution, 52 U.S.C. § 30109(a)(5)(C), and to report information regarding violations of law not within its jurisdiction to appropriate law enforcement authorities. *Id.* § 30107(a)(9).